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CHAMBERS OF  
COLLEEN McMAHON

McMahon, J.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

NETSOFT USA, INC.,

Plaintiff,

v.

INCREMAX TECHNOLOGIES CORPORATION,  
KERRY GERONTIANOS, and LOUIS GIUFFRÉ,

Defendants.

06-CV-14348 (CM)

STIPULATION AND  
ORDER

IT IS HEREBY STIPULATED AND AGREED that the time for Defendants

Incremax Technologies Corporation and Kerry Gerontianos to answer, move or otherwise  
respond to the Complaint in this matter be and hereby is extended from July 13, 2007,  
respectively, to August 13, 2007.

Dated: July 13, 2007

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By:

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Technologies Corporation and Kerry  
Gerontianos

So Ordered

Hon. Colleen McMahon, U.S.D.J.  
SAC 52286 0001 792014

7/17/07  
You have used your entire 6 months  
adjoining the answer. The Court will not  
accept a motion at this point. You  
are welcome to contest your discussions  
to answer the complaint.  
Colleen McMahon  
USDJ

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July 13, 2007

VIA EMAIL TO ORDERS CLERK

Hon. Colleen McMahon  
United States District Judge  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street, Room 640  
New York, New York 10007

Re: Netsoft USA, Inc. v. Incremax Technologies Corporation, Kerry Gerontianos,  
and Louis Giuffre., No. 06-cv-14348 (CM) (DCF)

Dear Judge McMahon::

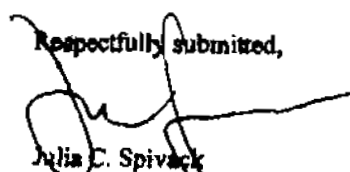
Seward & Kissel LLP represents defendants Incremax Technologies Corporation and Kerry Gerontianos (the "Incremax Defendants"). We write jointly with plaintiff Netsoft USA, Inc. ("Netsoft") to respectfully request that your Honor "so order" the attached stipulation extending the Incremax Defendants' time to answer or otherwise move from today, July 13, 2007, to August 13, 2007, so that the parties may continue to focus their efforts on resolving this matter without further litigation.

The Incremax Defendants and Netsoft have been and continue to be involved in settlement negotiations. The settlement negotiations currently revolve around identifying certain electronically stored information that is the crux of the instant litigation. To that end, the parties have involved forensic experts to advise them on how best to address their respective concerns, and continue to coordinate with the forensic experts and each other to resolve this matter without further litigation. Unfortunately, this process is proving to be time-consuming. This is the parties' first request to extend the Incremax Defendants' time to answer since your Honor entered a scheduling order on April 13, 2007 setting July 13, 2007 as the date by which the Incremax Defendants must answer or otherwise move. The instant request will not affect any other currently scheduled dates. Accordingly, we respectfully request that your Honor "so order" the attached stipulation.

Hon. Colleen McMahon  
July 13, 2007  
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Also, as we noted during our April 13, 2007 conference with your Honor, defendant Louis Giuffre has not yet appeared in this matter and has not been party to the settlement discussions amongst the Incremax Defendants and Netsoft.

Respectfully submitted,



Julia C. Spivack

[jcs:sc]

Attachment

cc: Kevin Doherty, Esq., with attachment, *via email*

SK 52286 0001 792406